

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

Zmodo Technology Corporation Limited,

Plaintiff(s),

vs.

Eyetaalk365, LLC,

Defendant(s).

Case #2:18-cv-01527-RCJ-CWH

**VERIFIED PETITION FOR  
PERMISSION TO PRACTICE  
IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED  
TO THE BAR OF THIS COURT  
AND DESIGNATION OF  
LOCAL COUNSEL**

FILING FEE IS \$250.00

Daniel C. Miller,

(name of petitioner)

, Petitioner, respectfully represents to the Court:

1. That Petitioner is an attorney at law and a member of the law firm of

Kasowitz Benson Torres LLP

(firm name)

with offices at 1399 New York Avenue, Suite 201,

(street address)

Washington,

(city)

District of Columbia,

(state)

20005,

(zip code)

202-760-3492,

(area code + telephone number)

dmiller@kasowitz.com

(Email address)

2. That Petitioner has been retained personally or as a member of the law firm by

Zmodo Technology Corporation Limited

[client(s)]

to provide legal representation in connection with

the above-entitled case now pending before this Court.

3. That since May 10, 2004, Petitioner has been and presently is a  
 (date)  
 member in good standing of the bar of the highest Court of the State of New York  
 (state)  
 where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or  
 from the clerk of the supreme court or highest admitting court of each state, territory, or insular  
 possession of the United States in which the applicant has been admitted to practice law certifying  
 the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District  
 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts  
 of other States on the dates indicated for each, and that Petitioner is presently a member in good  
 standing of the bars of said Courts.

Court	Date Admitted	Bar Number
U.S. District Court for E.D. Wisconsin	04/30/2018	
U.S. District for E.D. New York	08/24/2004	
U.S. District Court for S.D. New York	08/24/2004	
U.S. Court of Appeals for the Federal Circuit	03/15/2010	

5. That there are or have been no disciplinary proceedings instituted against petitioner,  
 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory  
 or administrative body, or any resignation or termination in order to avoid disciplinary or  
 disbarment proceedings, except as described in detail below:

(State "none" if Petitioner has no disciplinary proceedings, etc.) None.

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

(State "none" if Petitioner has never been denied admission.) None.

7. That Petitioner is a member of good standing in the following Bar Associations.

(State "none" if Petitioner is not a member of other Bar Associations.)

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
July 24, 2018	Eyetalk365 v. Zmodo No. 17-cv-00686	USDC Nevada-Reno	Granted
July 24, 2018	Eyetalk365 v. Zmodo No. 17-cv-02714	USDC Nevada-Las Vegas	Granted

(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court  
2 FOR THE PURPOSES OF THIS CASE ONLY.

3  
4 STATE OF District of Columbia )  
5 COUNTY OF \_\_\_\_\_ )  
6

  
Petitioner's signature

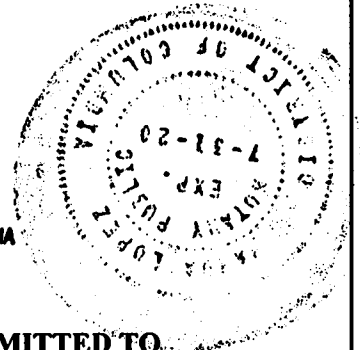
7 Daniel C. Miller, Petitioner, being first duly sworn, deposes and says:  
8 That the foregoing statements are true.

9  
10   
Petitioner's signature

11 Subscribed and sworn to before me this

12 13 day of November, 2018.

13 Wanda Lopez  
14 Notary Public or Clerk of Court **WANDA LOPEZ**  
NOTARY PUBLIC-DISTRICT OF COLUMBIA  
My Commission Expires July 31, 2020



15  
16 **DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO  
17 THE BAR OF THIS COURT AND CONSENT THERETO.**

18 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner  
19 believes it to be in the best interests of the client(s) to designate Chad R. Fears,  
(name of local counsel)  
20 Attorney at Law, member of the State of Nevada and previously admitted to practice before the  
21 above-entitled Court as associate resident counsel in this action. The address and email address of  
22 said designated Nevada counsel is:

23 2300 West Sahara Avenue, Suite 900,  
(street address)  
24 Las Vegas, Nevada, 89102,  
(city) (state) (zip code)  
25 702-805-0290, cfears@efstriallaw.com,  
(area code + telephone number) (Email address)  
26  
27  
28

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes  
2 agreement and authorization for the designated resident admitted counsel to sign stipulations  
3 binding on all of us.

4  
5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6  
7 The undersigned party(ies) appoint(s) Chad R. Fears as  
8 his/her/their Designated Resident Nevada Counsel in this case. (name of local counsel)

9  
10 HX  
11 (party's signature)

12 Henry Haipeng Xiao, General Counsel for the International Division  
13 (type or print party name, title)

14 (party's signature)

15 (type or print party name, title)

16  
17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19  
20 [Signature]  
Designated Resident Nevada Counsel's signature

21 6970 cfeears@efstrialaw.com  
22 Bar number Email address

23 APPROVED:

24 Dated: this 9/ day of NOVEMBER, 2018.

25 R. Jones  
26 UNITED STATES DISTRICT JUDGE  
27  
28

**Appellate Division of the Supreme Court  
of the State of New York  
First Judicial Department**

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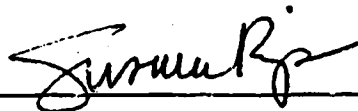
I, Susanna Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

**DANIEL CARL MILLER**

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on May 10, 2004, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my  
hand and affixed the seal of this court on

July 2, 2018



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Clerk of the Court

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **VERIFIED PETITION FOR PERMISSION TO PRACTICE IN THIS CASE ONLY BY ATTORNEY NOT ADMITTED TO THE BAR OF THIS COURT AND DESIGNATION OF LOCAL COUNSEL** was electronically served on counsel of record this 14<sup>th</sup> day of November, 2018, using the Court's CM/ECF System.

/s/ Faith B. Radford  
An Employee of Evans Fears & Schuttart LLP